

Message Text

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ORIGIN LAB-04

INFO OCT-01 EUR-12 EA-09 IO-13 ISO-00 CIAE-00 COME-00
EB-07 INR-07 NSAE-00 SIL-01 L-03 CSC-01 AF-10
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DRAFTED BY LABOR:ILAB:TLINSENMAYER:JF
APPROVED BY IO:GDALLEY
IO/LAB:APALMER
EA:DHARRIS
S/IL:DGOOD
CSC:AINGRASSIA
LABOR:JQUACKENBUSH

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P R 172223Z MAY 77
FM SECSTATE WASHDC
TO AMEMBASSY TOKYO PRIORITY
INFO USMISSION GENEVA
AMEMBASSY BRUSSELS

UNCLAS STATE 113226

BRUSSELS FOR SENSER

E.O. 11652: N/A

TAGS: ILO, ELAB, JA

SUBJECT: ILO - 63RD INTERNATIONAL LABOR CONFERENCE

REF: TOKYO 6937

1. EMBASSY MAY DRAW UPON FOLLOWING IN RESPONDING TO ISHIDA
REQUEST FOR USG SUPPORT ON PUBLIC SERVICE ISSUES:

2. IN U.S. VIEW, IT WOULD BE A VIOLATION OF DUE PROCESS TO
ALLEGE, DURING DEBATE IN ILC COMMITTEE DEALING WITH PUBLIC
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SERVICE ITEM, THAT JAPAN OR ANY OTHER COUNTRY IS VIOLATING
ILO CONVENTION 87. SUCH ALLEGATIONS MAY ONLY BE MADE UNDER
ESTABLISHED PROCEDURES FOR IMPARTIAL INVESTIGATION, E.G.
ARTICLE 26 OF ILO CONSTITUTION OR THROUGH GOVERNING BODY
FREEDOM OF ASSOCIATION COMMITTEE. IF ALLEGATIONS ARE
FILED UNDER THESE ESTABLISHED PROCEDURES, USG POSTURE, AS
IN ALL SUCH CASES, WILL BE TO SUPPORT IMPARTIAL INVESTIGA-

TION.

3. ARTICLE 9 OF CONVENTION 87 PROVIDES THAT APPLICATION TO ARMED FORCES AND POLICE SHALL BE DETERMINED BY NATIONAL LAWS AND REGULATIONS. SIMILARLY, ARTICLE 7 OF PROPOSED

CONCLUSIONS IN 63RD ILC REPORT ON PUBLIC SERVICE ITEM ALSO PROVIDES THAT APPLICATION TO ARMED FORCES AND POLICE IS A MATTER TO BE DETERMINED BY NATIONAL LAWS AND REGULATIONS. USG SUPPORTS THESE PROVISIONS GIVEN RESPONSIBILITY OF GOVERNMENTS FOR ASSURING THE MAINTENANCE OF PUBLIC ORDER.

4. QUESTION OF APPLICATION OF CONVENTION 87, OR PROPOSED NEW STANDARDS ON PUBLIC SERVICE, TO FIREMEN IS MORE COMPLICATED ISSUE. GOJ MAY WANT TO SEEK VIEWS OF ILO LEGAL ADVISOR FRANCIS WOLF OR STANDARDS DEPARTMENT HEAD NICOLAS VALTICOS PRIOR TO CONFERENCE.

5. USG DOES NOT SUPPORT GUARANTEE OF RIGHT TO STRIKE FOR PUBLIC SERVICE EMPLOYEES. NATIONAL LAWS AND REGULATIONS DEFINE WHETHER EMPLOYEES OF PUBLIC CORPORATIONS ARE PUBLIC SECTOR EMPLOYEES. ARTICLE 6 OF PROPOSED CONCLUSIONS IN 63RD ILC REPORT ON PUBLIC SERVICE ITEM PROVIDES THAT MEMBERS WHICH RATIFY CONVENTION MAY EXCLUDE FROM ITS SCOPE EMPLOYEES OF PUBLIC CORPORATIONS.

6. USG TECHNICAL ADVISER IN 63RD ILC COMMITTEE DEALING WITH PUBLIC SERVICE ITEM WILL BE ANTHONY F. INGRASSIA, UNCLASSIFIED

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DIRECTOR, OFFICE OF LABOR-MANAGEMENT RELATIONS, U.S. CIVIL SERVICE COMMISSION. USG HOPES INGRASSIA AND GOJ TECHNICAL ADVISER ON COMMITTEE WILL BE ABLE TO DISCUSS THESE ISSUES IN MORE DETAIL DURING CONFERENCE. INGRASSIA CAN BE REACHED AT U.S. MISSION, GENEVA FROM TUESDAY, 31 MAY ONWARDS. CHRISTOPHER

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Disposition History: n/a
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Disposition Remarks:
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Enclosure: n/a
Executive Order: N/A
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